

1 Matthew Franklin Jaksa (CA State Bar No. 248072)  
 2 HOLME ROBERTS & OWEN LLP  
 3 560 Mission Street, 25<sup>th</sup> Floor  
 4 San Francisco, CA 94105-2994  
 5 Telephone: (415) 268-2000  
 6 Facsimile: (415) 268-1999  
 7 Email: matt.jaksa@hro.com

8  
 9  
 10  
 11  
 12  
 13  
 14  
 15  
 16  
 17  
 18  
 19  
 20  
 21  
 22  
 23  
 24  
 25  
 26  
 27  
 28

Attorneys for Plaintiffs,  
 VIRGIN RECORDS AMERICA, INC.;  
 INTERSCOPE RECORDS; SONY BMG  
 MUSIC ENTERTAINMENT; CAPITOL  
 RECORDS, INC.; UMG RECORDINGS,  
 INC.; and WARNER BROS. RECORDS  
 INC.

10  
 11  
 12  
 13  
 14  
 15  
 16  
 17  
 18  
 19  
 20  
 21  
 22  
 23  
 24  
 25  
 26  
 27  
 28

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 DIVISION

CV 08 1191  
 CASE NO.

BZ

[PROPOSED] ORDER GRANTING  
 PLAINTIFFS' EX PARTE APPLICATION  
 FOR LEAVE TO TAKE IMMEDIATE  
 DISCOVERY

10  
 11  
 12  
 13  
 14  
 15  
 16  
 17  
 18  
 19  
 20  
 21  
 22  
 23  
 24  
 25  
 26  
 27  
 28

VIRGIN RECORDS AMERICA, INC., a  
 California corporation; INTERSCOPE  
 RECORDS, a California general partnership;  
 SONY BMG MUSIC ENTERTAINMENT, a  
 Delaware general partnership; CAPITOL  
 RECORDS, INC., a Delaware corporation;  
 UMG RECORDINGS, INC., a Delaware  
 corporation; and WARNER BROS. RECORDS  
 INC., a Delaware corporation,

Plaintiffs,

v.

JOHN DOE,  
 Defendant.

[PROPOSED] ORDER GRANTING PLAINTIFFS' EX PARTE APPLICATION FOR LEAVE TO TAKE  
 IMMEDIATE DISCOVERY

Case No. \_\_\_\_\_  
 #35894 v1

ORIGINAL

RECEIVED  
 FEB 28 2008  
 RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

Upon the Plaintiffs' *Ex Parte* Application for Leave to Take Immediate Discovery, the Declaration of Carlos Linares, and the accompanying Memorandum of Law, it is hereby:

ORDERED that Plaintiffs may serve immediate discovery on Stanford University to obtain the identity of Defendant by serving a Rule 45 subpoena that seeks documents that identify Defendant, including the name, current (and permanent) address and telephone number, e-mail address, and Media Access Control addresses for Defendant. The disclosure of this information is ordered pursuant to 20 U.S.C. § 1232g(b)(2)(B).

IT IS FURTHER ORDERED THAT any information disclosed to Plaintiffs in response to the Rule 45 subpoena may be used by Plaintiffs solely for the purpose of protecting Plaintiffs' rights under the Copyright Act.

DATED: \_\_\_\_\_ By: \_\_\_\_\_  
United States District Judge